

In Re:	Kevin J Havlat)	
	“Elmo’s Liquor”)	
	1750 Hawthorne)	ORDER
	Crete NE 68333)	
)	
On Suspension, Cancellation or Revocation of)	
Class DK-18708 Liquor License)	

Now on the 12th day of May, 2006, this matter came on for hearing before the Nebraska Liquor Control Commission, notice having been served upon the licensee to appear and respond to an administrative citation alleging that the license should be suspended, cancelled or revoked as more fully set out herein.

The licensee was present and represented by attorney Justin Kuntz. The State was represented by Milissa Johnson-Wiles, Assistant Attorney General.

Based upon the testimony of the witnesses and the evidence received in this case, the Commission finds the following:

FINDINGS OF FACT:

1. That on February 2, 2006, the licensee did sell or dispense alcoholic liquor to Kristen Kallsen, dob 7/18/86, a person under the age of twenty-one (21).

CONCLUSIONS OF LAW:

1. That the said sale of alcoholic liquor to a person under the age of twenty-one (21) is in direct violation of Section 53-180 of the Nebraska Statutes and/or 237-LCC6-019.01A of the Rules and Regulations of the Nebraska Liquor Control Commission.
2. That the license should be suspended for a period of seven (7) days.

IT IS THEREFORE CONSIDERED, ORDERED, ADJUDGED AND DECREED that the Class DK Liquor License of Kevin J Havlat, dba "Elmo's Liquor", 1750 Hawthorne, Crete, Nebraska, should be, and the same hereby is, suspended for seven (7) days, such suspension to commence at the closing hour of business on the 2nd day of July, 2006, and to continue until the opening hour of business on the 10th of July, 2006.

IT IS FURTHER ORDERED that the notice of suspension shall be posted upon the premises, said notice to remain posted throughout the term of said suspension.

IT IS FURTHER ORDERED that the licensee shall pay costs of this action, assessed in the amount of \$92.26.

Dated this _____ day of May, 2006

NEBRASKA LIQUOR CONTROL COMMISSION

BY _____
(Chairman)

I hereby certify that this is a true and correct copy of the original order entered herein, and further certify, that a copy was mailed by U.S. Certified Mail, return receipt requested, on this _____ day of May, 2006.

(Executive Director)